

Serial No. 10/591,366

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
Flux Drive, Inc.

Serial No.: 10/591,366

Group Art Unit: 2834

Filed: January 16, 2007

Examiner: Dang D. Le

Title:  
AN APPARATUS TO TRANSFER  
TORQUE MAGNETICALLY

Date: December 31, 2009  
Sent Via USPTO EFS Web Upload

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**REPLY TO LEGAL INSTRUMENTS EXAMINER'S OFFICE ACTION NON-  
COMPLIANT AMENDMENT REQUIREMENT**

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to Legal Instruments Examiner ("LIE") Gwendolyn Myers's Notice of Non-Complaint Amendment mailed on December 1, 2009, said Notice referring to applicant's response to Examiner Dang Le's comments in an Office Action mailed on May 27, 2009, wherein the LIE asserted that claims 16 and 17 numerically appeared twice, and although said claims were labeled "WITHDRAWN" (i.e. not elected pursuant to May 27, 2009 restriction requirement), the LIE still requires that the claims be renumbered to correct the fact that two WITHDRAWN claims were numbered "16", and two WITHDRAWN claims were numbered "17". The Applicant has herein renumbered the claims, whereby the claim numbered "16" the

Serial No. 10/591,366

second time has been renumbered “51” (and is being labeled “Withdrawn-currently amended”), and the claim numbered “17” the second time has been renumbered “52” (and is also being labeled “Withdrawn-currently amended”). The Applicant respectfully requests the examiner examine the elected claims on the merits, as follows: